

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

Northern District of California

FILED

2008 JUL -1 P 2:42

Thomas Van Zandt

Plaintiff

v.

City of San Jose, et al, (see attachment)

Defendant

RICHARD W. WIEKING

CLERK

U.S. DISTRICT COURT

Civil Action No. 5:07-CV-04987-JF

Amended Summons in a Civil Action

To: City of San Jose, (see attachment)
(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: MAY 20 2008

Richard W. Wieking

Name of clerk of court

Tiffany Salinas-Harwell

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

ATTACHMENT TO AMENDED SUMMONS

City of San Jose, Daniel Pfeifer, Mark Natividad, Anthony Weir, Officer Higgins, Westfield
L.L.C., Professional Security Consultants, Ryan Scott, Daniel Garcia, Samantha Fein, Does 1-
10.

I declare under penalty of perjury that I served the summons and complaint in this case on 05/22/2008
by:

- (1) personally delivering a copy of each to the individual at this place, 2102 Flintside Court, San Jose, CA 95148; or
- (2) leaving a copy of each at the individual's dwelling or usual place of abode with _____ who resides there and is of suitable age and discretion; or
- (3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is _____; or
- (4) returning the summons unexecuted to the court clerk on _____.

My fees are \$ 0.00 for travel and \$ 0.00 for services, for a total of \$ 0.00.

Date: 06/25/2008

Server's signature

Corinne D. Simon, Paralegal

Printed name and title

925 W. Hedding Street
San Jose, CA 95126

Server's address